

Amendments to the Drawings:

Please cancel the drawing (Fig. 11) that Applicants had previously sought to add in the Amendment filed January 28, 2008.

REMARKS

Applicant respectfully requests reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow.

I. Introduction

Claims 36, 37, 39-41 and 44, 45, 47 and 48 are pending in this application. Claim 46 has been cancelled. Claim 36 has been amended. No new matter is added.

In the specification, the two paragraphs that Applicants had previously sought to add in the Amendment filed January 28, 2008 have been cancelled. Similarly, Figure 11 which was introduced in the same Amendment, has been cancelled.

II. Interview Summary

Applicants thank Examiner Reames for conducting a telephonic interview with Applicants' counsel on May 28, 2008. During the interview, Examiner and Applicants' counsel discussed the rejection of claims 36, 37, 39, 40 and 47. The Examiner indicated that the claims would be allowed if Applicants cancelled the subject matter previously added in the Amendment filed January 28, 2008 and if claim 36 were amended in the manner presented herein.

III. Objection To The Specification

The Amendment filed January 28, 2008 was objected to under 35 U.S.C. § 132(a). This objection is believed to be moot in light of the present amendment to the specification. In order to expedite prosecution of the instant application and without agreeing with the correctness of the objection, Applicants have cancelled the material added by the Amendment filed January 28, 2008.

IV. The Rejection Under § 112, ¶ 1 Should Be Withdrawn

Claims 36, 37, 39, 40 and 46¹ were rejected under § 112, ¶ 1 as lacking an adequate written description for the phrase “light emitting diode.”

In response, in order to expedite prosecution of the instant application and without agreeing with the correctness of the rejection, Applicants have deleted the phrase “light emitting diode” from both the preamble and the last clause of independent claim 36.² Likewise, claim 46 has been cancelled without prejudice or disclaimer.

In view of the foregoing, Applicants respectfully submit that the rejection under § 112, ¶ 1 should be withdrawn.

V. Conclusion

Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

¹ The Office Action Summary indicates that claim 46 is rejected and that claim 47 is allowed. Although page 2 of the Office Action indicates that claim 47 is rejected, it is believed that claim 46 (which recited a “light emitting diode”), rather than claim 46, was intended to be rejected.

² This amendment should not be construed as an abandonment or disavowal of a light emitting diode from the scope of the claims.

Respectfully submitted,

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By 

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The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing or a credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.